

## **EXHIBIT 2**

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**From:** Philp, Ryan  
**Sent:** Thursday, March 31, 2022 9:16 AM  
**To:** Parsigian, Jeanifer; Mendelsohn, Alan M.; Robert C. Jarosh; Dobie, W. Gordon; Paula Fleck  
**Cc:** Gibson, Mark D.  
**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

Jeanifer,

Good morning. In light of your filing deadline yesterday, we elected to wait until today for your response as a courtesy. We believe we need to provide the Court with an update, however. Accordingly, please let us know whether you intend to respond and, if so, please do so today. We intend to file our status report this afternoon ET.

Thanks,  
Ryan

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**From:** Philp, Ryan  
**Sent:** Tuesday, March 29, 2022 2:52 PM  
**To:** 'Parsigian, Jeanifer' <[JParsigian@winston.com](mailto:JParsigian@winston.com)>; Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>  
**Cc:** Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>  
**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

Jeanifer,

Thanks for your time yesterday. While we appreciate your written response, it does not address all of the outstanding items. Specifically, we also asked whether (1) the Piazza Defendants, to your knowledge, have been in contact with Mr. Bakhmatyuk recently or during the course of this litigation; (2) Winston & Strawn (or Holland & Hart, for that matter) has been in contact with Mr. Bakhmatyuk recently or during the course of this litigation; and (3) whether the Piazza Defendants or Winston & Strawn were prepared to share an email address or other electronic contact information that has been used to contact Mr. Bakhmatyuk. You indicated you were not prepared to answer these questions at the time, which we understood, but we asked that you get back to us on those questions by today, in addition to providing the Piazza Defendants' position on the contemplated relief. Please let us know whether you are willing to respond. Please also let us know whether the Piazza Defendants and Mr. Bakhmatyuk are proceeding under a joint defense or common interest agreement, whether written or oral. In the event these issues are discussed with the Court, we believe it is preferable that we know your position in advance to avoid any disputes on the record. If you prefer to discuss these matters by phone, we are available this afternoon.

Thanks,  
Ryan

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**From:** Parsigian, Jeanifer <[JParsigian@winston.com](mailto:JParsigian@winston.com)>  
**Sent:** Tuesday, March 29, 2022 1:16 PM  
**To:** Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Philp, Ryan <[ryan.philp@hoganlovells.com](mailto:ryan.philp@hoganlovells.com)>; Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>

**Cc:** Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>

**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

**[EXTERNAL]**

Counsel,

Following up on our call yesterday, Piazza Defendants respond as follows:

- Piazza Defendants' position is that Plaintiffs must comply with service rules.
- Piazza Defendants do not object to alternative service of Mr. Bakhmatyuk.
- But, Piazza Defendants do not believe Plaintiffs' proposal to serve Mr. Bakhmatyuk through Winston & Strawn or Piazza Defendants is proper. Service on a person that a party knows is not service on the party.
- Discovery is not appropriate or necessary here. Plaintiffs have represented they know the address of Mr. Bakhmatyuk's primary residence and that his notice of absence lasted through March 22 only.

Best,  
Jeanifer

**Jeanifer E. Parsigian**

**Partner**

Winston & Strawn LLP

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F: +1 415-591-1400

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**From:** Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>

**Sent:** Sunday, March 27, 2022 9:04 AM

**To:** Parsigian, Jeanifer <[JParsigian@winston.com](mailto:JParsigian@winston.com)>; Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Philp, Ryan <[ryan.philp@hoganlovells.com](mailto:ryan.philp@hoganlovells.com)>; Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>

**Cc:** Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>

**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

Counsel,

I sent out a calendar invitation and dial-in for 3PM ET / 12 PM PT tomorrow.

Best,  
Alan

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**From:** Parsigian, Jeanifer <[JParsigian@winston.com](mailto:JParsigian@winston.com)>

**Sent:** Friday, March 25, 2022 4:49 PM

**To:** Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Philp, Ryan <[ryan.philp@hoganlovells.com](mailto:ryan.philp@hoganlovells.com)>; Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>

**Cc:** Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>

**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

**[EXTERNAL]**

Ryan,

I'm available on Monday between 12-1 PT or after 2 PT. If you could circulate a dial-in for one of those times, that would be great.

**Jeanifer E. Parsigian**

Partner

Winston & Strawn LLP

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**From:** Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>

**Sent:** Friday, March 25, 2022 12:58 PM

**To:** Philp, Ryan <[ryan.philp@hoganlovells.com](mailto:ryan.philp@hoganlovells.com)>; Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Parsigian, Jeanifer <[JParsigian@winston.com](mailto:JParsigian@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>

**Cc:** Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>

**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

Ryan:

I'm available all day Monday.

*Robert C. Jarosh*

Hirst Applegate, LLP

1720 Carey Ave., Suite 400

Cheyenne, WY 82001

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**From:** Philp, Ryan <[ryan.philp@hoganlovells.com](mailto:ryan.philp@hoganlovells.com)>

**Sent:** Friday, March 25, 2022 1:34 PM

**To:** Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; Parsigian, Jeanifer <[JParsigian@winston.com](mailto:JParsigian@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>

**Cc:** Robert C. Jarosh <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>

**Subject:** RE: Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

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Counsel,

I'm following up on my email. Please let us know your availability on Monday.

Thanks,  
Ryan

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**From:** Philp, Ryan  
**Sent:** Thursday, March 24, 2022 3:51 PM  
**To:** Dobie, W. Gordon <[WDobie@winston.com](mailto:WDobie@winston.com)>; 'Parsigian, Jeanifer' <[JParsigian@winston.com](mailto:JParsigian@winston.com)>; Paula Fleck <[PFleck@hollandhart.com](mailto:PFleck@hollandhart.com)>  
**Cc:** 'Robert C. Jarosh' <[RJarosh@hirstapplegate.com](mailto:RJarosh@hirstapplegate.com)>; Mendelsohn, Alan M. <[alan.mendelsohn@hoganlovells.com](mailto:alan.mendelsohn@hoganlovells.com)>; Gibson, Mark D. <[mark.gibson@hoganlovells.com](mailto:mark.gibson@hoganlovells.com)>  
**Subject:** Gramercy Distressed Opportunity Fund II, L.P., et al. v. Oleg Bakhmatyuk, et al., Civil Action No. 71-cv-223-F

Counsel,

Next week, we intend to file another status report apprising the Court of the status of our efforts to serve Mr. Bakhmatyuk in Austria through the Hague Convention. As part of that submission, we intend to request, and/or indicate our intention to promptly request, certain relief, including an order permitting alternative service on Mr. Bakhmatyuk pursuant to Fed. R. Civ. P. 4(f)(3). We likewise likely will invite a conference with the Court in the event the Court believes it would be productive. In advance of our submission, we believe it would be prudent to have a discussion among counsel. Accordingly, please let us know your availability to meet-and-confer tomorrow or Monday morning. We currently are free both days after noon ET.

Thanks,  
Ryan

**Ryan Philp**

Partner

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If you would like to know more about how we are managing the impact of the COVID-19 pandemic on our firm then take a look at our brief [Q&A](#). If you would like to know more about how to handle the COVID-19 issues facing your business then take a look at our [information hub](#).

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